1947.

File No. Cotton Control II/47

Legal **DEPARTMENT**

B **BRANCH**

K

115

Subject:— Rules and notifications under Cotton control Act, 1942

P.C.O.

File No. ~~Control~~ Cotton Control II/47

Std. Sectt. Slip 24 B a.

436-B

Sr. No.	Compilation No.	Subject.	Pages.
		The Cotton Control Act, 1942.	
1.	T.R.to C.C.D. No.731, dt. 21-1-47.	Prohibition of mixing the varieties of cotton --- Notification for ---	1-2.
2.	T.R.to A.R.D.D. No.8577, dt. 14-8-47.	Section 5(1)(a). Notification under ---	3-6.

MKP.
14/8/56.

Office of the R.L.A.

From clauses (iii) and (iv) of the draft of the notification sent by the Re-Construction Department (p.75 ante) it is observed that it is intended to prohibit the mixing of the varieties of cotton specified in clause (ii) with any standard cotton and possession or use of or trade in the varieties of cotton specified in clause (ii) whether or not mixed with any standard cotton. The expression "standard cotton" as defined in section 2(e) of the Bombay Cotton Control Act, 1942, (Bom.XXX of 1942), means the variety of cotton the cultivation of which is permitted in such area under sub-clause (i) of clause (a) of sub-section (2) of section 3. A notification under the said sub-section (2) would be issued after the publication of the proposed notification under sub-section (1) of section 3. However, the first proviso to section 15 of the said Bombay Cotton Control Act, 1942, provides that any notification issued under section 3 of the Bombay Cotton Control Act, 1935 (Bom.XXXI of 1935), which has been repealed by the said section 15, shall be deemed to be issued under sub-section (2) of section 3 of the 1942 Act, unless and until superseded by any notification issued under the said sub-section. Before the proposed draft notification is scrutinised, the Re-Construction Department is requested to state whether any notitifkeation under section 3 of the Bombay Cotton Control Act, 1935, has been issued and to forward the same to this office.

2. From the Schedule to the proposed draft notification at page 75 it appears that it is to extend to the whole of the Bijapur and Bagalkot protected areas as defined in Government notification , No.335A,

dated

dated 18-3-1923; while from the Director of Agriculture's letter at page 67 ante it is observed that it is proposed to apply the Bombay Cotton Control Act, 1942, to the Bijapur District. Accordingly the Re-Construction Department is requested to throw light on this point and to forward an up-to-date copy of the 1923 notification.

Sd. A.R.Khan,
for Remembrancer of Legal Affairs.

U.R.to R.C.D.,No.731 dated 21st January 1947.

MRP.
1485/56.

Office of the R.L.A.

A revised draft notification is sent herewith.

2. In view of paragraph 3 of the Memorandum of the Director of Agriculture at page 95 reference has been made in the revised draft to the Bijapur District instead of the Bagalkot and Bijapur protected areas.

3. If the intention is that the Bombay Cotton Control Act, 1942, should be applied to the Tackota taluka of Kurundwad State there is no objection to asking the State to take steps for the application of the Act to the said taluka as proposed.

Sd. D.V.Vyas
Remembrancer of Legal Affairs.

U.R.to A.& R.D.D.,No.8377, dated the 14th August 1947.

MRP. —
14/8/56.

NOTIFICATION.

Agriculture and Rural Development Department,

Bombay Castle, August 1947.

Bombay Cotton Control Act, 1948.

No. .- In exercise of the powers conferred by clause (a) of sub-section (1) of section 3 of the Bombay Cotton Control Act, 1948 (Bom.XXX of 1948), the Government of Bombay is hereby pleased, in respect of the Bijapur district, declare its intention of --

(i) fixing the following varieties of cotton the cultivation of which shall be permitted in the local areas, namely, Jayawant, Gadag No.1(Upland) and Cambodia (Co.2)

(ii) prohibiting the cultivation of the following varieties of cotton in the said local areas, namely, Javari (Kumta), Dharwar-American (Vilayati), New-Cross, old Cambodia, Broach Farm and N.R.(Varadi

(iii) prohibiting in the said local area the mixing of any standard cotton with any other standard cotton or of the varieties of cotton specified in clause (ii) with any standard cotton, and

(iv) prohibiting or restricting in the said local areas the possession or use of, or trade in, any standard cotton mixed with any other standard cotton or the varieties of cotton specified in clause (ii), whether or not mixed with any standard cotton.

2. Any objection or suggestion which may be received by the Secretary to the Government of Bombay, Agriculture and Rural Development Department, within a period of three months from the date of this notification, will be considered by the Government of Bombay.

By order of the Governor of Bombay,

Secretary to Government.

MRP.
1 4/9/96.